

Applicant: Christian Mayuad
Serial No.: 09/941,841
Filed: August 30, 2001
Page 2

Remarks

Reconsideration of the subject application is respectfully requested.

STATEMENT OF SUBSTANCE OF INTERVIEW

Applicant gratefully acknowledges the courtesy of a telephone interview granted on January 14, 2008 by Examiner Vivek Koppikar with Applicant's representative.

In the Interview, Independent claims 70, 84, 91, 99, 100, 101, and 102 were discussed.

In reference to claim 70, Examiner Koppikar agreed that although the cited LUNAR reference discloses some recordation of a treatment history, LUNAR does not, in fact, teach or suggest the claimed "information about pharmaceuticals correlated with medical conditions for which the pharmaceuticals are suitable for treating." All LUNAR could possibly teach is past treatments but not the claimed correlation. There is no teaching or suggestion in LUNAR alone, or in combination with

Applicant: Christian Mayuad
Serial No.: 09/941,841
Filed: August 30, 2001
Page 3

the cited references for providing the claimed information correlated with medical conditions.

In reference to claim 84, Examiner Koppikar agreed that, similar to claim 70, that although the cited LUNAR reference discloses some recordation of a treatment history, LUNAR does not, in fact, teach or suggest the claimed "list of pharmaceuticals correlated with the medical conditions for which the pharmaceuticals were prescribed." Examiner Koppikar agreed there is no teaching or suggestion in LUNAR alone, or in combination with the cited references for providing the claimed information correlated with medical conditions.

In claim 91, Examiner Koppikar acknowledged the claim requires "information from at least two of said plurality of medical histories to produce a report correlating at least one individual prescriber with at least one therapeutic agent prescribed by said at least one individual prescriber" and this query of a "plurality of medical histories" and sorting the information based on the prescriber activity is not taught or suggested in LUNAR or any of the other cited references.

Applicant: Christian Mayuad
Serial No.: 09/941,841
Filed: August 30, 2001
Page 4

Examiner Koppikar also acknowledged claim limitations to drug formularies recited in independent claims 100 and 101, and dependent claim 90 are not taught or suggested in the cited references. It was discussed with Examiner Koppikar that claims 90, 100, and 101, have limitations to drug formularies that provide a prescriber the ability to access a list of those drugs that are covered in a formulary for a particular patient's drug benefits provider. The list of drugs that may be prescribed for a particular condition is often larger than the list of drugs for which a drugs benefit provider has agreed to purchase for the covered individual.

Claim 102, as discussed with Examiner Koppikar provides for a query of multiple prescription histories from different patients. The claimed system provides information about the prescription of certain medications for specified conditions.

Examiner Koppikar additionally acknowledged the novelty of the claimed invention in relation to areas relating to patient privacy. The claimed invention provides information on prescriptions, conditions, and prescribers, without infringing the patients' right to privacy.

Applicant: Christian Mayuad
Serial No.: 09/941,841
Filed: August 30, 2001
Page 5

In view of the Acknowledgments of Examiner Koppikar in the Interview, applicant respectfully requests reconsideration and withdrawal of all current rejections.

Applicant respectfully asserts the application is in condition for allowance. If the Examiner believes there are any additional issues that have not been resolved, the Examiner is invited to call the undersigned representative who is attorney of record in this case.

The Commissioner is hereby authorized to charge our Deposit Account No. 19-0734, should additional fee(s) be required, or credit any overpayment, in the filing of this document to expedite the prosecution of this application.

Date: _____

01/14/2008

Respectfully submitted,



David W. Barman, Reg. No. 47,225
Attorney for Applicant
Robert M. Schwartz, P.A.
2445 Hollywood Boulevard
Hollywood, FL 33020
Tel: (954) 924-0707
Fax: (954) 924-0717